

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

264

CRM M-24991 of 2023

Date of Decision: 20.09.2023

Krishan Kumar @ Kishan Lal
@ Krishan Lal and others

...Petitioners

Vs.

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. G.S. Aulakh, Advocate, for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Lalit Kumar, Advocate, for respondents No. 2 to 5.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 32 dated 19.04.2016 under Sections 323, 353, 186, 506, 148 and 149 of IPC and Sections 25/27 of Arms Act registered at Police Station Gidderbaha, District Sri Muktsar Sahib (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise.

2. Vide order dated 05.07.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise.

3. Pursuant to aforesaid order, the parties have appeared before the Sub-Divisional Judicial Magistrate, Gidderbaha, and got their statements recorded. Report dated 06.09.2023 has been received whereby after recording the statements of the parties, the Court below

has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioners.

6. Resultantly, FIR No. 32 dated 19.04.2016 under Sections 323, 353, 186, 506, 148 and 149 of IPC and Sections 25/27 of Arms Act registered at Police Station Gidderbaha, District Sri Muktsar Sahib (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

20.09.2023

(N.S.SHEKHAWAT)

amit rana

JUDGE

Whether reasoned/speaking

:

Yes/No

Whether reportable

:

Yes/No